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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF MAILING

I hereby certify that this COMMUNICATION and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date indicated below with sufficient postage as First Class Mail in an envelope addressed to: Decision and Certificate of Correction Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Nancy Barker  
Nancy Barker

February 26, 2009  
Date of Deposit

In Re Patent No. US 7,439,335 B2 )  
)  
Issued: October 21, 2008 )  
)  
Name of Patentee: Webb, et al. )  
)  
Title of Invention: )  
MHC CLASS II ANTIGEN- )  
PRESENTING SYSTEMS AND )  
METHODS FOR ACTIVATING CD4+T )  
CELLS )  
)

Our Ref. No. 536.1 C1

**Certificate**

MAR 05 2009

**of Correction**

COMMUNICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Attention: Decision and Certificate of Correction  
Branch of the Patent Issue Division**

Dear Sir:

This is in response to the letter mailed December 1, 2008 from the U.S. Patent and Trademark Office (the "Office") denying Applicants' request for a Certificate of Correction that was submitted on November 4, 2008 in connection with the above-identified patent. A copy of the USPTO's letter is enclosed. Applicants hereby enclose evidence that the Office's decision in denying the request was not warranted.

Applicants requested in the Certification of Correction that the correct priority application data be listed in the issued patent. The Office denied Applicants' request on the ground that there was no reference to the relevant priority applications

MAR - 5 2009

the patent specification application, Oath, ADS or any amendments. This is simply incorrect.

Enclosed is a copy of the Patent Application Data Sheet (ADS) which was submitted with the patent application on April 8, 2004. The filing of the ADS is also indicated in the PAIR database of the Office. Page 6 of the ADS clearly indicates all the priority data as referred to in the Request for Correction dated November 4, 2008 (copy enclosed). As noted in 37 CFR §1.78 (a)(2)(iii), the reference to priority applications as required by 35 USC § 120 can be properly included in an ADS filed in the later application. Therefore, the subject patent has properly claimed priority to the earlier applications listed in the ADS. Accordingly, the Office's denial to enter the requested priority data in the issued patent is undoubtedly erroneous.

In view of the above, Applicants respectfully request reconsideration of the Request for Correction filed on November 4, 2008.

Applicant does not believe there are any fees associated with this request. However, should any additional fee be required, the Commissioner is hereby authorized to charge payment or credit any overpayment to Deposit Account No. 19-0962.

Respectfully submitted,

2/26/2009

Date



Hugh Wang, Reg. No. 47,163

THE SCRIPPS RESEARCH INSTITUTE  
Office of Patent Counsel  
10550 North Torrey Pines Road  
Mail Drop TPC-8  
La Jolla, California 92037  
(858) 784-2937



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DEC 4 2008

PATENT COUNSEL

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

**COPY**

Date Mailed : *December 1, 2008*

*536.1 Con.1/SCR 2372P*

reviewed  
*12/4/08*

*nm*  
Patent No. :7439335  
Inventor(s) :Susan Webb, et al.  
Issued :October 21, 2008  
Title :MHC CLASS II-ANTIGEN-PRESENTING SYSTEMS AND METHODS FOR  
;ACTIVATING CD4+T CELLS  
:

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above identified patent.

Related Application Data with respect to the first sentence of the specification" and/or any amendments thereto, is used for printing data claimed under 35 USC 120. Since the first sentence of the specification does not refer to the additional information as reflected on applicants request nor does the Oath/ADS or any amendment refer to the application data as requested, correction is not warranted under Rule 1.322 or 1.323. See MPEP §1.78(a)(3).

In view of the forgoing applicants' request in this matter is hereby denied. Any telephone inquiry concerning this communication should be directed to Ms. A. Green (703) 308-9393 ext. 123.

*Mary Diggs*  
Mary Diggs, Supervisor  
Decisions & Certificates  
of Correction Branch  
(703) 305-8309 or (703) 305- *9390 Ext. 123*

The Scripps Research Institute  
10550 North Torrey Pines Road, TPC-8  
La Jolla, CA 92037

/arg

MAR - 5 2009



## PATENT APPLICATION DATA SHEET

# COPY

### Application Information

Application Type::	Regular
Subject Matter::	Utility
Suggested classification::	
Suggested Group Art Unit::	
CD-ROM or CD-R?::	None
Number of CD disks::	
Number of copies of CDs::	
Sequence submission::	
Computer Readable Form (CRF)?::	
Number of copies of CRF::	
Title::	MHC CLASS II ANTIGEN-PRESENTING SYSTEMS AND METHODS FOR ACTIVATING CD4 <sup>+</sup> T CELLS
Attorney Docket Number::	TSRI 536.1 C1
Request for Early Publication?::	No
Request for Non-Publication?::	No
Suggested Drawing Figure::	
Total Drawing Sheets::	6
Small Entity?::	No
Latin name::	
Variety denomination name::	
Petition included?::	No
Petition Type::	
Licensed US Govt. Agency::	
Contract or Grant Numbers::	
Secrecy Order in Parent Appl.?::	No

## PATENT APPLICATION DATA SHEET

### Inventor Information

Inventor Authority Type::	Inventor
Primary Citizenship Country::	US
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### Inventor Information

Inventor Authority Type::	Inventor
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Middle Name::	
Family Name::	Winqvist
Name Suffix::	

MAR - 5 2009

## PATENT APPLICATION DATA SHEET

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State or Province::  
Country:: Sweden  
Postal or Zip Code:: S-751 85

Inventor Authority Type:: Inventor  
Primary Citizenship Country:: Sweden  
Status:: Full Capacity  
Given Name:: Lars  
Middle Name::  
Family Name:: Karlsson  
Name Suffix::

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State or Prov. of Residence:: CA  
Country of Residence:: US  
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City:: La Jolla  
State or Province:: CA  
Country:: US  
Postal or Zip Code:: 92037

Inventor Authority Type:: Inventor  
Primary Citizenship Country:: UK

## PATENT APPLICATION DATA SHEET

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State or Province:: CA  
Country:: US  
Postal or Zip Code:: 92014

Inventor Authority Type:: Inventor  
Primary Citizenship Country:: Sweden  
Status:: Full Capacity  
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Middle Name:: A.  
Family Name:: Peterson  
Name Suffix::  
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State or Prov. of Residence:: CA  
Country of Residence:: US  
Street:: P.O. Box 2323  
City:: Rancho Santa Fe  
State or Province:: CA  
Country:: US

MAR - 5 2009

## PATENT APPLICATION DATA SHEET

Postal or Zip Code:: 92067

### Correspondence Information

Correspondence Customer Number:: 26621

Phone Number:: 858-784-2937

Fax Number:: 858-784-9399

### Representative Information

Representative Customer Number:: 26621

### Domestic Priority Information

Domestic priority benefits are claimed under 35 U.S.C. §119(e) of the United States provisional application(s), under 35 U.S.C. §120 of the United States application(s), and/or under §365(c) of the PCT International application designating the United States, listed below:

Application No.	Relationship	Parent Application	Filing Date	Status
This application	Continuation	09/715,231	11/17/00	Pending
09/715,231	Divisional	09/194,285	04/12/99	Issued
09/194,285	Nat'l Stage	PCT/US97/08697	05/22/97	Published
PCT/US97/08697	CIP, Non-Provisional	60/018,175	05/23/96	Abandoned

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## PATENT APPLICATION DATA SHEET

### Foreign Priority Information

Foreign priority benefits are claimed under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Application No.	Country	Date of Filing (day/month/year)	Priority Claimed?
			Yes or No

### Assignee Information

Assignee Name:: The Scripps Research Institute  
Street:: 10550 N. Torrey Pines Road  
City:: La Jolla  
State or Province:: CA  
Country:: US  
Postal or Zip Code:: 92037

P:\NancyBIWPI\2004\APPL\SCR2372P.ADS

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5 2009



COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF MAILING

I hereby certify that this REQUEST FOR CORRECTION and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date indicated below with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Bethany Crandell  
Bethany Crandell

11/4/2008  
Date of Deposit

In Re Patent No. US 7,439,335 B2 )  
)  
Issued: October 21, 2008 )  
)  
Name of Patentee: Webb, et al. )  
)  
Title of Invention: )  
MHC CLASS II ANTIGEN- )  
PRESENTING SYSTEMS AND )  
METHODS FOR ACTIVATING CD4+T )  
CELLS )  
)

Our Ref. No. 536.1 C1

COPY

REQUEST FOR CORRECTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Attention: Decision and Certificate of Correction  
Branch of the Patent Issue Division**

Dear Sir:

As assignee of record of the entire interests of the above identified U.S. Patent as evidenced by an Assignment recorded in the U.S. Patent and Trademark Office on April 26, 1999 at reel 9915, frame 0842, it is noted that an error appears in this patent of a minor nature or character, as more fully described below. The error occurred in good faith, and correction thereof does not involve such changes in the patent as would constitute new matter or would require re-examination. Therefore, a Certificate of Correction is requested.

Attached hereto in duplicate is Form PTO-1050 with at least one copy being suitable for printing. On the front page of the patent, field (60) should read as follows:

**Related U.S. Application Data**

- (60) Continuation of application No. 09/715,231, filed on Nov. 17, 2000 (now abandoned), which is a divisional of application No. 09/194,285, filed on April 12, 1999 (now pat. No. 6,355,479), which is a national phase application of PCT/US97/08697, filed on May 22, 1997.
- (60) Provisional application No. 60/018,175, filed on May 23, 1996.

Kindly send the Certificate to:

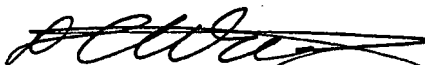
Office of Patent Counsel  
The Scripps Research Institute  
10550 North Torrey Pines Road  
Mail Drop TPC-8  
La Jolla, CA 92037

Applicant does not believe there are any fees associated with this request. However, should any additional fee be required, the Commissioner is hereby authorized to charge payment or credit any overpayment to Deposit Account No. 19-0962.

Respectfully submitted,

Nov. 4, 2008

Date

  
Hugh Wang, Reg. No. 47,163

THE SCRIPPS RESEARCH INSTITUTE  
Office of Patent Counsel  
10550 North Torrey Pines Road  
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La Jolla, California 92037  
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**UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION**Page 1 of 1

PATENT NO. : 7,439,335

APPLICATION NO.: 10/822,173

ISSUE DATE : October 21, 2008

INVENTOR(S) : Susan R. Webb; Ola Winqvist; Lars Karlsson; Michal R. Jackson; Per A. Peterson

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the front page of the patent, field (60) should read as follows:

**Related U.S. Application Data**

(60) Continuation of application No. 09/715,231, filed on Nov. 17, 2000 (now abandoned), which is a divisional of application No. 09/194,285, filed on April 12, 1999 (now pat. No. 6,355,479), which is a national phase application of PCT/US97/08697, filed on May 22, 1997.

(60) Provisional application No. 60/018,175, filed on May 23, 1996.

**MAILING ADDRESS OF SENDER (Please do not use customer number below):**

The Scripps Research Institute  
10550 North Torrey Pines Road, TPC-8  
La Jolla, California 92037

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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**UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION**Page 1 of 1

PATENT NO. : 7,439,335

APPLICATION NO.: 10/822,173

ISSUE DATE : October 21, 2008

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